

## SB0127S01 compared with SB0127

~~text~~ shows text that was in SB0127 but was deleted in SB0127S01.

text shows text that was not in SB0127 but was inserted into SB0127S01.

**DISCLAIMER:** This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Senator Ann Millner proposes the following substitute bill:

### EARLY LITERACY OUTCOMES IMPROVEMENT

2022 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Ann Millner**

House Sponsor: \_\_\_\_\_

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#### LONG TITLE

##### General Description:

This bill amends enhances and ~~establishes programs~~ aligns strategies to ~~emphasize~~ improve early literacy outcomes in kindergarten through grade 3.

##### Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ requires the State Board of Education (state board) to establish strategies and administer programs to improve early literacy outcomes in kindergarten through grade 3, including:
  - providing statewide and regional support in literacy coaching and professional learning in early literacy;
  - establishing a panel with expertise in the science of reading and the science of

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reading instruction;

- partnering with a private business or nonprofit organization to annually provide personal, home-use books to certain students;
  - leveraging community engagement in literacy; and
  - contracting with organizations with expertise in coordinating community resources;
- ▶ requires the use of diagnostic assessments to target interventions for students lacking competency in a reading skill;
  - ▶ allows for exceptions for a literacy preparation assessment requirement;
  - ▶ amends provisions regarding teacher preparation programs;
  - ▶ requires the Utah Board of Higher Education to consult with the state superintendent of public instruction to ensure fulfillment of certain conditions before distributing additional funding to institutions of higher education to hire additional faculty with training and experience in the science of reading;
  - ▶ ~~{requires}~~ provides grant funding for which local education agencies (LEAs) ~~{to }~~ apply to the state board ~~{ for grant funding }~~ to provide professional learning in early literacy to educators serving in kindergarten through grade 3;
  - ▶ amends provisions regarding partnerships that qualify under the Partnerships for Student Success Grant Program;
  - ▶ requires LEAs to adopt science of reading curriculum and intervention programs;
  - ▶ requires the state board, the Utah Leading through Effective, Actionable, and Dynamic Education collaborative effort, and the Center for the School of the Future at Utah State University to develop a repository of materials to support LEAs in evidence-based practices for science of reading instruction;
  - ▶ requires ~~{current and prospective}~~ the state board to provide elementary school principals ~~{ to pass a literacy preparation assessment }~~, leaders, and literacy coaches with required professional learning regarding change management; and
  - ▶ makes technical and conforming changes.

### Money Appropriated in this Bill:

None

### Other Special Clauses:

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This bill provides revisor instructions.

### Utah Code Sections Affected:

#### AMENDS:

**53E-1-201**, as last amended by Laws of Utah 2021, Chapters 64, 251, and 351

**53E-4-307**, as last amended by Laws of Utah 2020, Fifth Special Session, Chapter 14

**53E-6-301**, as last amended by Laws of Utah 2020, Chapters 174 and 408

**53E-6-302**, as last amended by Laws of Utah 2020, Chapter 408

**53F-5-214**, as enacted by Laws of Utah 2020, Chapter 174 and last amended by  
Coordination Clause, Laws of Utah 2020, Chapter 362

**53F-5-215**, as enacted by Laws of Utah 2020, Chapter 174

**53F-5-402**, as last amended by Laws of Utah 2019, Chapter 186

**53G-11-303**, as last amended by Laws of Utah 2019, Chapter 293

#### ENACTS:

**53E-3-1001**, Utah Code Annotated 1953

**53E-3-1002**, Utah Code Annotated 1953

**53E-3-1003**, Utah Code Annotated 1953

**53E-3-1004**, Utah Code Annotated 1953

**53G-10-306**, Utah Code Annotated 1953

**53G-11-305, Utah Code Annotated 1953**

### Utah Code Sections Affected by Revisor Instructions:

**53E-3-1003**, Utah Code Annotated 1953

~~{ **53G-11-305**, Utah Code Annotated 1953~~

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **53E-1-201** is amended to read:

**53E-1-201. Reports to and action required of the Education Interim Committee.**

(1) In accordance with applicable provisions and Section 68-3-14, the following recurring reports are due to the Education Interim Committee:

(a) the report described in Section 9-22-109 by the STEM Action Center Board, including the information described in Section 9-22-113 on the status of the computer science initiative and Section 9-22-114 on the Computing Partnerships Grants Program;

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(b) the prioritized list of data research described in Section 35A-14-302 and the report on research described in Section 35A-14-304 by the Utah Data Research Center;

(c) the report described in Section 35A-15-303 by the State Board of Education on preschool programs;

(d) the report described in Section 53B-1-402 by the Utah Board of Higher Education on career and technical education issues and addressing workforce needs;

(e) the annual report of the Utah Board of Higher Education described in Section 53B-1-402;

(f) the reports described in Section 53B-28-401 by the Utah Board of Higher Education regarding activities related to campus safety;

(g) the State Superintendent's Annual Report by the state board described in Section 53E-1-203;

(h) the annual report described in Section 53E-2-202 by the state board on the strategic plan to improve student outcomes;

(i) the report described in Section 53E-8-204 by the state board on the Utah Schools for the Deaf and the Blind;

(j) the report described in Section 53E-10-703 by the Utah Leading through Effective, Actionable, and Dynamic Education director on research and other activities;

(k) the report described in Section 53F-4-203 by the state board and the independent evaluator on an evaluation of early interactive reading software;

(l) the report described in Section 53F-4-407 by the state board on UPSTART;

(m) the reports described in Sections 53F-5-214, 53F-5-214.1, and 53F-5-215 by the state board related to grants for professional learning and grants for an elementary teacher preparation assessment; and

(n) the report described in Section 53F-5-405 by the State Board of Education regarding an evaluation of a partnership that receives a grant to improve educational outcomes for students who are low income.

(2) In accordance with applicable provisions and Section 68-3-14, the following occasional reports are due to the Education Interim Committee:

(a) the report described in Section 35A-15-303 by the School Readiness Board by November 30, 2020, on benchmarks for certain preschool programs;

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(b) the report described in Section 53B-28-402 by the Utah Board of Higher Education on or before the Education Interim Committee's November 2021 meeting;

(c) the reports described in Section 53E-3-520 by the state board regarding cost centers and implementing activity based costing;

(d) if required, the report described in Section 53E-4-309 by the state board explaining the reasons for changing the grade level specification for the administration of specific assessments;

(e) if required, the report described in Section 53E-5-210 by the state board of an adjustment to the minimum level that demonstrates proficiency for each statewide assessment;

(f) in 2022 and in 2023, on or before November 30, the report described in Subsection 53E-10-309(7) related to the PRIME pilot program;

(g) the report described in Section 53E-10-702 by Utah Leading through Effective, Actionable, and Dynamic Education;

(h) if required, the report described in Section 53F-2-513 by the state board evaluating the effects of salary bonuses on the recruitment and retention of effective teachers in high poverty schools;

~~[(i) upon request, the report described in Section 53F-5-207 by the state board on the Intergenerational Poverty Intervention Grants Program;]~~

~~[(j)]~~ (i) the report described in Section 53F-5-210 by the state board on the Educational Improvement Opportunities Outside of the Regular School Day Grant Program;

~~[(k)]~~ (j) the report described in Section 53G-7-503 by the state board regarding fees that LEAs charge during the 2020-2021 school year;

~~[(l)]~~ (k) the reports described in Section 53G-11-304 by the state board regarding proposed rules and results related to educator exit surveys;

~~[(m)]~~ (l) the report described in Section 62A-15-117 by the Division of Substance Abuse and Mental Health, the State Board of Education, and the Department of Health regarding recommendations related to Medicaid reimbursement for school-based health services; and

~~[(n)]~~ (m) the reports described in Section 63C-19-202 by the Higher Education Strategic Planning Commission.

Section 2. Section **53E-3-1001** is enacted to read:

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### **53E-3-1001. Statewide goal -- Emphasis on early literacy.**

To achieve a strenuous statewide goal of 70% in third grade-level proficiency on the state-administered reading assessment by July 1, 2027, the state board shall:

(1) analyze, align, and target resources, including digital software and tools, in existing state programs and the programs enacted in this bill, as appropriate, to support early literacy within the state; and

(2) identify opportunities to incentivize and support LEAs and elementary schools to analyze data, align plans, and target resources from existing local and LEA programs to support early literacy within the state, resulting in a comprehensive statewide alignment of early literacy plans.

Section 3. Section **53E-3-1002** is enacted to read:

### **53E-3-1002. Literacy coaching -- Professional learning.**

(1) Subject to legislative appropriations, the state board shall provide, train, and assign literacy coaches to schools with low literacy achievement performance to provide early literacy coaching to teachers in kindergarten through grade 3, in accordance with this section.

(2) The state board shall make rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to:

(a) establish criteria to determine which schools qualify for early literacy coaching, prioritizing coaching among:

(i) schools that participate in partnerships that receive grants under Title 53F, Chapter 5, Part 4, Partnerships for Student Success Grant Program; and

(ii) schools that fall within the bottom 25% of all schools in literacy achievement performance, as the state board further defines;

(b) establish minimum qualifications for early literacy coach positions to ensure adequate preparation with necessary expertise;~~{ and }~~

(c) define ~~{lines of authority}~~roles and ~~{responsibility}~~responsibilities for a literacy coach, including:

(i) assisting educators in analyzing data to inform instructional adjustments;

(ii) engaging in instructional coaching cycles with educators to build capacity for improved classroom instructional practices;

(iii) using principles of adult learning to effectively partner with educators to integrate

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professional learning into classroom practice;

(iv) leveraging knowledge of the science of reading and evidence-based practices to support educators in maximizing student learning;

(v) partnering with a school's leader to support school-wide literacy goals to provide a team of support for educators to embed the state-wide goals into instructional plans and practice;

(vi) delivering consistent and frequent job-embedded professional learning;

(vii) participating actively in professional learning experiences to deepen knowledge and skills for coaching; and

(viii) designing and facilitating relevant and cohesive professional learning sessions to strengthen the implementation of these evidence-based practices with educators; and

(d) establish parameters for the relationship between a literacy coach ~~{, the}~~ and school ~~{principal, the LEA, and the state board}~~ or LEA, including ensuring that coaches do not engage in activities or duties unrelated to literacy coaching, including:

(i) serving as an evaluator, substitute teacher, clerical aid, recess or lunch aid, behavioral therapist, tester, guidance counselor, interventionist, program manager, or contest leader; or

(ii) any other assignment that frequently disrupts the coach's ability to support educators in improving instructional practice.

(3) The state board shall:

(a) ensure that one staff position supervises early literacy coaches statewide;

(b) select the pool of candidates for literacy coaching positions and coordinate with LEAs regarding interviews, final selection, and placement; and

~~(b)~~(c) annually review coaching placements and adjust placements as necessary, based on the school's literacy achievement performance and the criteria established under Subsection

(2).

(4) The state board shall provide professional learning support in early literacy by:

(a) facilitating professional learning opportunities to support literacy coaches statewide that includes knowledge and skill development in adult learning practices, job-embedded coaching, and family engagement;

(b) providing professional learning regional consultants to:

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(i) support LEAs and regional education service agencies in designing, facilitating, monitoring, and adjusting professional learning in early literacy that aligns with the professional learning standards described in Section 53G-11-303; and

(ii) serve a cohort of LEAs within a geographic region of the state; and

(c) providing statewide professional learning to support the use of collective efficacy, including the implementation of professional learning communities and school leadership teams through 2027.

Section 4. Section **53E-3-1003** is enacted to read:

**53E-3-1003. Science of reading** ~~panel~~:

~~};~~

(1) As used in this section:

(a) "Educator preparation program" means the same as that term is defined in Section 53E-6-302.

(b) "Panel" means the science of reading panel that the state board establishes in accordance with this section.

(c) "University teacher preparation program" means a program described in Section 53E-6-302.

(2) The state board shall establish an expert science of reading panel consisting of up to six experts who have:

(a) knowledge and a research background in the science of reading and the science of reading instruction; and

(b) experience translating the science of reading into effective reading instructional practices.

(3) The panel shall:

(a) meet no less than once every quarter;

(b) provide expertise to and serve in a consultancy capacity to the state board on implementation of:

(i) the early literacy emphases described in Section 53E-3-1001; and

(ii) educator preparation programs;

(c) in consultation with the state board:

(i) provide advanced professional learning opportunities in the science of reading and

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the science of reading instruction for public schools and educator preparation programs as needed to expand statewide capacity;

(ii) partner with ULEAD, as that term is defined in Section 53E-10-701, to develop and implement an online repository of digital science of reading and science of reading instruction resources that is accessible to public school teachers, school leaders, parents, and educator preparation programs and associated faculty;

(iii) develop professional learning modules to support teachers and school leaders; and

(iv) coordinate with educator preparation programs, university teacher preparation program faculty, deans of education, and literacy leadership fellows to advance the science of reading and the science of reading instruction; and

(d) take part in the hiring of the additional faculty members described in Subsection 53E-6-302(6) with two panel members participating in the hiring process.

(4) The state board may collaborate with panel members to conduct periodic reviews of:

(a) student outcome data;

(b) science of reading and science of reading instruction implementation fidelity in public schools and educator preparation programs through onsite visits; and

(c) advise LEAs regarding the science of reading and the science of reading instruction curriculum and intervention programs.

(5) A panel member:

(a) may not receive compensation or benefits for the member's service on the panel;

and

(b) may receive per diem and reimbursement for travel expenses that the panel member incurs as a panel member at the rates that the Division of Finance establishes under:

(i) Sections 63A-3-106 and 63A-3-107; and

(ii) rules that the Division of Finance makes under Sections 63A-3-106 and 63A-3-107.

(6) The state board shall provide staff support to the panel.

Section 5. Section 53E-3-1004 is enacted to read:

**53E-3-1004. Community engagement for early literacy.**

(1) The state board shall:

(a) partner with a private business or nonprofit organization to annually provide

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personal, home-use, age-appropriate printed books or digital books with accompanying electronic reading devices to students:

(i) who attend:

(A) a school that participates in partnerships that receive grants under Title 53F, Chapter 5, Part 4, Partnerships for Student Success Grant Program; or

(B) a Title I school, as that term is defined in Section 53F-2-523; and

(ii) at a minimum, in kindergarten through grade 3; and

(b) provide students a choice of language where possible.

(2) The state board shall develop and promote a website that provides resources for teachers and other educational support personnel to support targeted activities and strategies for parents to support at-home reading.

(3) The state board shall contract with one or more organizations that have expertise in coordinating community resources to:

(a) provide training and coaching to community, school, and parent engagement coordinators; and

(b) for a school that is not participating in a partnership that receives a grant under Title 53F, Chapter 5, Part 4, Partnerships for Student Success Grant Program:

(i) assess the presence of existing community school infrastructure; and

(ii) provide necessary supports for parent, community, and business engagement, including services and coordination support.

Section 6. Section 53E-4-307 is amended to read:

**53E-4-307. Benchmark assessments in reading -- Report to parent.**

(1) As used in this section[,"competency"]:

(a) "Competency" means a demonstrable acquisition of a specified knowledge, skill, or ability that has been organized into a hierarchical arrangement leading to higher levels of knowledge, skill, or ability.

(b) "Diagnostic assessment" means an assessment that measures key literacy skills, including phonemic awareness, sound-symbol recognition, alphabet knowledge, decoding and encoding skills, and comprehension, to determine a student's specific strengths and weaknesses in a skill area.

(c) "Evidence-based" means the same as that term is defined in Section 53G-11-303.

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(d) "Evidence-informed" means the same as that term is defined in Section 53G-11-303.

(2) The state board shall approve a benchmark assessment for use statewide by school districts and charter schools to assess the reading competency of students in grades 1 through 6 as provided by this section.

(3) A school district or charter school shall:

(a) administer benchmark assessments to students in grades 1, 2, and 3 at the beginning, middle, and end of the school year using the benchmark assessment approved by the state board; and

(b) after administering a benchmark assessment, report the results to a student's parent.

(4) If a benchmark assessment or supplemental reading assessment indicates a student lacks competency in a reading skill, or is lagging behind other students in the student's grade in acquiring a reading skill, the school district or charter school shall:

(a) administer diagnostic assessments to the student;

~~(a)~~ (b) using data from the diagnostic assessment, provide specific, focused, and individualized intervention or tutoring to develop the reading skill;

~~(b)~~ (c) administer formative assessments and progress monitoring at recommended levels for the benchmark assessment to measure the success of the focused intervention;

~~(c)~~ (d) inform the student's parent of activities that the parent may engage in with the student to assist the student in improving reading proficiency; ~~and~~

~~(d)~~ (e) provide information to the parent regarding appropriate interventions available to the student outside of the regular school day that may include tutoring, before and after school programs, or summer school~~[-];~~ and

(f) provide instructional materials that are evidence-informed for core instruction and evidence-based for intervention and supplemental instruction.

(5) (a) In accordance with Section 53F-4-201 and except as provided in Subsection (5)(b), the state board shall contract with one or more educational technology providers for a benchmark assessment system for reading for students in kindergarten through grade 6.

(b) If revenue is insufficient for the benchmark assessment system for the grades described in Subsection (5)(a), the state board shall first prioritize funding a benchmark assessment for students in kindergarten through grade 3.

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Section 7. Section 53E-6-301 is amended to read:

### 53E-6-301. Qualifications of applicants for licenses -- Changes in qualifications.

(1) As used in this section ["literacy]:

(a) "Literacy preparation assessment" means an examination that [addresses] evaluates an individual's knowledge of the science of reading, related to literacy instruction for an individual who teaches preschool, elementary school, or special education.

(b) "Required literacy preparation assessment" means a literacy preparation assessment that the state board uses to determine the qualifications of license applicants.

(2) The state board shall establish by rule made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the scholarship, training, and experience required of license applicants.

(3) (a) The state board shall announce any increase in the requirements when made.

(b) An increase in requirements shall become effective not less than one year from the date of the announcement.

(4) The state board may determine by examination or otherwise the qualifications of license applicants.

(5) If the state board uses [an examination] a required literacy preparation assessment under Subsection (4) [that is a literacy preparation assessment]:

(a) (i) the state board shall make rules to allow an LEA to hire a license applicant who does not successfully pass the required literacy preparation assessment for a limited duration pending successful passage; and

[(b)] (ii) the license applicant is not eligible for a professional educator license described in Section 53E-6-201 until the license applicant successfully passes the required literacy preparation assessment[-]; and

(b) the state board may make rules in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to:

(i) establish exemptions for the required literacy preparation assessment; and

(ii) develop a pathway to demonstrate early literacy competency as an exception to the requirement to pass the required literacy preparation assessment.

Section 8. Section 53E-6-302 is amended to read:

### 53E-6-302. Educator preparation programs.

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(1) As used in this section:

(a) "Educator preparation program" means:

(i) a university teacher education program; or

(ii) a program that prepares individuals using an alternative pathway to licensure, as the state board provides.

(b) "~~Panel~~" means the science of reading panel that the state board establishes in accordance with this section.

~~\_\_\_\_\_ (c) "University teacher preparation program" means a program described in Section 53E-6-302.~~

~~\_\_\_\_\_ (2) The state board shall establish an expert science of reading panel consisting of up to six experts who have:~~

~~\_\_\_\_\_ (a) knowledge and a research background in the science of reading and the science of reading instruction; and~~

~~\_\_\_\_\_ (b) experience translating the science of reading into effective reading instructional practices.~~

~~\_\_\_\_\_ (3) The panel shall:~~

~~\_\_\_\_\_ (a) meet no less than once every two months;~~

~~\_\_\_\_\_ (b) provide expertise to and advise the state board on implementation of:~~

~~\_\_\_\_\_ (i) the early literacy emphases described in Section 53E-3-1001; and~~

~~\_\_\_\_\_ (ii) educator preparation programs;~~

~~\_\_\_\_\_ (c) provide advanced professional learning opportunities in the science of reading and the science of reading instruction for public schools and educator preparation programs as needed to expand statewide capacity;~~

~~\_\_\_\_\_ (d) partner with ULEAD, as that term is defined in Section 53E-10-701, to develop and implement an online repository of digital science of reading and science of reading instruction resources that is accessible to public school teachers, school leaders, parents, and educator preparation programs and associated faculty;~~

~~\_\_\_\_\_ (e) develop professional learning modules to support teachers and school leaders to pass the literacy preparation assessment, as that term is defined in Section 53E-6-302;~~

~~\_\_\_\_\_ (f) coordinate with educator preparation programs, university teacher preparation program faculty, deans of education, and literacy leadership fellows to advance the science of~~

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~~reading and the science of reading instruction; and~~

~~— (g) take part in the hiring of the additional faculty members described in Subsection 53E-6-302(6) with two panel members participating in the hiring process:~~

~~— (4) The state board may assign panel members to conduct periodic reviews of:~~

~~— (a) student outcome data;~~

~~— (b) science of reading and science of reading instruction implementation fidelity in public schools and educator preparation programs through onsite visits; and~~

~~— (c) advise LEAs regarding the science of reading and the science of reading instruction curriculum and intervention programs:~~

~~— (5) (a) The salary and expenses of a council member who is a legislator shall be paid in accordance with Section 36-2-2 and Legislative Joint Rules, Title 5, Chapter 3, Legislator Compensation:~~

~~— (b) A panel member who is not a legislator:~~

~~— (i) may not receive compensation or benefits for the member's service on the panel; and~~

~~— (ii) may receive per diem and reimbursement for travel expenses that the panel member incurs as a panel member at the rates that the Division of Finance establishes under:~~

~~— (A) Sections 63A-3-106 and 63A-3-107; and~~

~~— (B) rules that the Division of Finance makes under Sections 63A-3-106 and 63A-3-107.~~

~~— (6) (a) A majority of the panel members constitutes a quorum:~~

~~— (b) The action of a majority of a quorum constitutes an action of the panel:~~

~~— (7) The state board shall provide staff support to the panel:~~

~~Section 5. Section 53E-3-1004 is enacted to read:~~

~~**53E-3-1004. Community engagement for early literacy.**~~

~~— (1) The state board shall:~~

~~— (a) partner with a private business or nonprofit organization to annually provide personal, home-use, age-appropriate printed books or digital books with accompanying electronic reading devices to students:~~

~~— (i) who attend:~~

~~— (A) a school that participates in partnerships that receive grants under Title 53E, Chapter 5, Part 4, Partnerships for Student Success Grant Program; or~~

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- ~~—— (B) a Title I school, as that term is defined in Section 53F-2-523; and~~
- ~~—— (ii) at a minimum, in kindergarten through grade 3; and~~
- ~~—— (b) provide students a choice of language where possible.~~
- ~~—— (2) The state board shall develop and promote a website that provides resources for teachers and other educational support personnel to support targeted activities and strategies for parents to support at-home reading.~~
- ~~—— (3) The state board shall contract with one or more organizations that have expertise in coordinating community resources to:~~
  - ~~—— (a) provide training and coaching to community, school, and parent engagement coordinators; and~~
  - ~~—— (b) for a school that is not participating in a partnership that receives a grant under Title 53F, Chapter 5, Part 4, Partnerships for Student Success Grant Program:~~
    - ~~—— (i) assess the presence of existing community school infrastructure; and~~
    - ~~—— (ii) provide necessary supports for parent, community, and business engagement, including services and coordination support.~~
- ~~—— Section 6. Section 53E-4-307 is amended to read:~~
- ~~—— **53E-4-307. Benchmark assessments in reading -- Report to parent.**~~
  - ~~—— (1) As used in this section[, "competency"]:~~
    - ~~—— (a) "Competency" means a demonstrable acquisition of a specified knowledge, skill, or ability that has been organized into a hierarchical arrangement leading to higher levels of knowledge, skill, or ability.~~
    - ~~—— (b) "Diagnostic assessment" means an assessment that measures key literacy skills, including phonemic awareness, sound-symbol recognition, alphabet knowledge, decoding and encoding skills, and comprehension, to determine a student's specific strengths and weaknesses in a skill area.~~
    - ~~—— (c) "Evidence-based" means the same as that term is defined in Section 53G-11-303.~~
    - ~~—— (d) "Evidence-informed" means the same as that term is defined in Section 53G-11-303.~~
  - ~~—— (2) The state board shall approve a benchmark assessment for use statewide by school districts and charter schools to assess the reading competency of students in grades 1 through 6 as provided by this section.~~

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~~—— (3) A school district or charter school shall:~~

~~—— (a) administer benchmark assessments to students in grades 1, 2, and 3 at the beginning, middle, and end of the school year using the benchmark assessment approved by the state board; and~~

~~—— (b) after administering a benchmark assessment, report the results to a student's parent.~~

~~—— (4) If a benchmark assessment or supplemental reading assessment indicates a student lacks competency in a reading skill, or is lagging behind other students in the student's grade in acquiring a reading skill, the school district or charter school shall:~~

~~—— (a) administer diagnostic assessments to the student;~~

~~—— [(a)] (b) using data from the diagnostic assessment, provide specific, focused, and individualized intervention to develop the reading skill;~~

~~—— [(b)] (c) administer formative assessments and progress monitoring at recommended levels for the benchmark assessment to measure the success of the focused intervention;~~

~~—— [(c)] (d) inform the student's parent of activities that the parent may engage in with the student to assist the student in improving reading proficiency; [and]~~

~~—— [(d)] (e) provide information to the parent regarding appropriate interventions available to the student outside of the regular school day that may include tutoring, before and after school programs, or summer school[.]; and~~

~~—— (f) provide instructional materials that are evidence-informed for core instruction and evidence-based for intervention and supplemental instruction.~~

~~—— (5) (a) In accordance with Section 53F-4-201 and except as provided in Subsection (5)(b), the state board shall contract with one or more educational technology providers for a benchmark assessment system for reading for students in kindergarten through grade 6.~~

~~—— (b) If revenue is insufficient for the benchmark assessment system for the grades described in Subsection (5)(a), the state board shall first prioritize funding a benchmark assessment for students in kindergarten through grade 3.~~

~~—— Section 7. Section 53E-6-301 is amended to read:~~

~~—— **53E-6-301. Qualifications of applicants for licenses -- Changes in qualifications.**~~

~~—— (1) As used in this section ["literacy]:~~

~~—— (a) "Literacy preparation assessment" means an examination that [addresses] evaluates an individual's knowledge of the science of reading, related to literacy instruction for an~~

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~~individual who teaches preschool, elementary school, or special education.~~

~~———— (b) "Required literacy {preparation assessment" means a literacy preparation assessment that the state board uses to determine the qualifications of license applicants.~~

~~———— (2) The state board shall establish by rule made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the scholarship, training, and experience required of license applicants.~~

~~———— (3) (a) The state board shall announce any increase in the requirements when made.~~

~~———— (b) An increase in requirements shall become effective not less than one year from the date of the announcement.~~

~~———— (4) The state board may determine by examination or otherwise the qualifications of license applicants.~~

~~———— (5) If the state board uses [an examination] a required literacy preparation assessment under Subsection (4) [that is a literacy preparation assessment]:~~

~~———— (a) (i) the state board shall make rules to allow an LEA to hire a license applicant who does not successfully pass the required literacy preparation assessment for a limited duration pending successful passage; and~~

~~———— [(b)] (ii) the license applicant is not eligible for a professional educator license described in Section 53E-6-201 until the license applicant successfully passes the required literacy preparation assessment[.]; and~~

~~———— (b) the state board may make rules in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to:~~

~~———— (i) establish exemptions for the required literacy preparation assessment; and~~

~~———— (ii) develop a pathway to demonstrate early literacy competency as an exception to the requirement to pass the required literacy preparation assessment.~~

~~———— Section 8. Section 53E-6-302 is amended to read:~~

~~———— **53E-6-302. Teacher preparation programs.**~~

~~———— (1) As used in this section, "required literacy }preparation assessment" means the same as that term is defined in Section 53E-6-301.~~

(c) "University teacher preparation program" means a program that an institution of higher education offers to prepare educators for licensure.

[(+)] (2) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking

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Act, the state board shall make rules that establish standards for approval of ~~[a]~~ an educator preparation program.

~~[(2)]~~ (3) The state board shall ensure that standards adopted under Subsection ~~[(1)]~~ (2):

- (a) meet or exceed generally recognized national standards for preparation of educators~~[-];~~ and
- (b) include requirements for educator preparation programs to:
  - (i) provide instruction in the science of reading; and
  - (ii) prepare license applicants to pass the required literacy preparation assessment at no cost to the applicants for the preparation, including providing ongoing ~~{support}~~ preparation for up to three total attempts of the required literacy preparation assessment.

~~[(3)]~~ (4) The state board shall designate an employee of the state board's staff to:

- (a) work with education deans of state institutions of higher education to coordinate ~~[on-site monitoring of]~~ university teacher preparation programs that may include:
  - (i) monitoring courses for university teacher preparation programs; and
  - (ii) working with course instructors for university teacher preparation programs; ~~[and]~~
  - ~~[(iii) interviewing students admitted to university teacher preparation programs;]~~
- (b) act as a liaison between:
  - (i) the state board;
  - (ii) local school boards or charter school governing boards; and
  - (iii) representatives of university teacher preparation programs; and
- (c) report the employee's findings and recommendations for the improvement of teacher preparation programs to:
  - (i) the state board; and
  - (ii) education deans of state institutions of higher education.

~~[(4)]~~ (5) The state board shall:

- (a) in good faith, consider the findings and recommendations described in Subsection ~~[(3)]~~ (4)(c); and
- (b) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, make rules, as the state board determines is necessary, to implement recommendations described in Subsection ~~[(3)]~~ (4)(c).

(6) Subject to legislative appropriations, the Utah Board of Higher Education shall:

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(a) provide matching funds to each of the state's institutions of higher education with a university teacher preparation program:

(i) to hire an additional faculty member who has training in the science of reading and the science of reading instruction; and

(ii) in an amount equal to 75% of the cost of making the hire described in Subsection (6)(a) if the institution provides 25% of the cost; and

(b) consult the state superintendent regarding:

(i) criteria for the hire described in Subsection (6)(a) that would qualify for a distribution of funding; and

(ii) an individual institution's fulfillment of the criteria described in Subsection (6)(b)(i) before distributing funding.

(7) An institution that hires an additional faculty member shall coordinate with the science of reading panel described in Section 53E-3-1003 to include two members of the panel in the institution's hiring process.

(8) The state board shall:

(a) monitor accreditation of university programs regarding the science of reading preparation described in Subsection (3)(b) at the institutions described in Subsection (6)(a); and

(b) (i) develop strategies to provide support for preparation programs with low rates of passage on the required literacy preparation assessment; and

(ii) provide increasing levels of support to a preparation program with low rates of passage on the required literacy preparation assessment for two consecutive years.

Section 9. Section **53F-5-214** is amended to read:

### **53F-5-214. Grant for professional learning.**

(1) Subject to legislative appropriations, the state board shall award grants to ~~(a)~~ LEAs to provide teachers in pre-kindergarten, kindergarten, and grades 1 through 3 with:

(a) professional learning opportunities in early literacy and mathematics[-]; and

(b) the required early literacy professional learning opportunity described in Subsection (6).

(2) The state board shall award a grant described in ~~[this section]~~ Subsection (1)(a) to an LEA that submits to the state board a completed application, as provided by the state board,

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that includes a description of the evidence-based, based on assessment data, professional learning opportunities the LEA will provide that are:

(a) aligned with the professional learning standards described in Section 53G-11-303; and

(b) targeted to attaining the local and state early learning goals described in Section 53G-7-218.

(3) An LEA that receives a grant described in this section shall use the grant for the purposes described in Subsection (2).

(4) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the state board shall make rules to establish:

(a) required elements of the professional learning opportunities described in Subsection (2); ~~and~~

(b) a formula to determine an LEA's grant amount under this section~~[-]~~, including identifying the amount an LEA receives for:

(i) professional learning opportunities under Subsection (2); and

(ii) the required early literacy professional learning opportunity described in Subsection (6); and

(c) specifications regarding the LEA's provision of the required early literacy professional learning opportunity described in Subsection (6).

(5) The state board shall annually report to the Education Interim Committee on or before the November interim committee meeting regarding the administration and outcomes of the grant described in this section.

(6) (a) As used in this Subsection (6), "early literacy professional learning opportunity" means the early literacy opportunity that the majority of recipients of grant funding under this section used before the effective date of this bill to provide professional learning opportunities in early literacy.

(b) (i) Except as described in Subsection (6)(b)(ii), the following shall complete the early literacy professional learning opportunity before July 1, 2025, each:

(A) general and special education teacher in kindergarten through grade 3;

(B) district administrator over literacy;

(C) elementary school principal;

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(D) school psychologist serving in an elementary school; and

(E) elementary school literacy coach who serves kindergarten through grade 3.

(ii) The following are exempt from the professional learning opportunity completion requirement in Subsection (6)(b)(i):

(A) an educator who has already completed the early literacy professional learning program;

(B) dual language immersion educators who teach in the target language;

(C) special education teachers who serve students with significant cognitive disabilities;

(D) teachers within one year of retirement; and

(E) other similar educator roles as the state board identifies in board rule, made in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

(c) (i) Before the 2022-2023 school year, each LEA that serves elementary students shall apply for grant funding under this subsection (6) to provide the early literacy professional learning opportunity to each individual described in Subsection (6)(b)(i) within the LEA.

(ii) An LEA that receives a grant for use under this Subsection (6) shall:

(A) use the grant to provide the early literacy professional learning opportunity at the maximum of the restricted rate for each educator described in Subsection (6)(b)(i) within the LEA; and

(B) provide the early literacy professional learning opportunity as part of the educator's contracted time or daily rate.

(d) In awarding grant funding under this section for the required early literacy professional learning opportunity, the state board shall award funding to an LEA to provide the opportunity to each individual described in Subsection (6)(c)(i), prioritizing applicants that have not yet participated in the early literacy professional learning opportunity.

Section 10. Section **53F-5-215** is amended to read:

**53F-5-215. Elementary teacher preparation assessment grant.**

(1) As used in this section:

(a) "Educator preparation program" means the same as that term is defined in Section 53E-6-302.

~~(a)~~ (b) "License" means a license that:

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- (i) is described in Section 53E-6-102; and
- (ii) qualifies an individual to teach elementary school.

~~[(b) {"Literacy"}]~~

(c) "Required literacy preparation assessment" means the same as that term is defined in Section 53E-6-301.

(2) Beginning September 1, 2021, subject to legislative appropriations, the state board shall award grants to ~~[institutions of higher education]~~ educator preparation programs for the cost of the initial attempt of the required literacy preparation assessment for license applicants graduating from the institution or completing the preparation program during the year relevant to the grant.

(3) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the state board may make rules to establish the license, type of license, or license concentration eligible for the grant described in this section.

(4) ~~[An institution of higher education]~~ An educator preparation program ~~{, as that term is defined in Section 53E-3-1003,}~~ may apply for a grant described in this section by submitting to the state board an application, as provided by the state board, including an estimate of the number and names of prospective license applicants expected to graduate or complete the program in the year relevant to the grant application.

(5) Notwithstanding Subsections (2) and (4), beginning July 1, 2020, and ending August 31, 2021, the state board may award grants under this section to institutions of higher education to pilot test a ~~{required}~~ literacy preparation assessment.

(6) The state board shall annually report to the Education Interim Committee on or before the November interim committee meeting regarding the administration and outcomes of the grant described in this section.

Section 11. Section **53F-5-402** is amended to read:

### **53F-5-402. Partnerships for Student Success Grant Program established.**

(1) There is created the Partnerships for Student Success Grant Program to improve educational outcomes for low income students through the formation of cross sector partnerships that use data to align and improve efforts focused on student success.

(2) Subject to legislative appropriations, the state board shall award grants to eligible partnerships that enter into a memorandum of understanding between the members of the

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eligible partnership to plan or implement a partnership that:

(a) establishes shared goals, outcomes, and measurement practices based on unique community needs and interests that:

~~[(i) are aligned with the recommendations of the five- and ten-year plan to address intergenerational poverty described in Section 35A-9-303; and]~~

~~[(ii) address;]~~ (i) for students attending ~~[a]~~ an elementary school within an eligible school feeder pattern, focus on:

(A) kindergarten readiness;

(B) ~~[grade 3 mathematics and]~~ reading proficiency~~;~~, consistent with the science of reading, as defined by the science of reading panel described in Section 53E-3-1003; and

(C) grade 3 mathematics; and

~~(ii) for students attending a {second}secondary school within an eligible school feeder pattern, focus on:~~

~~[(C)]~~ (A) grade 8 mathematics and reading proficiency;

~~[(D)]~~ (B) high school graduation;

~~[(E)]~~ (C) postsecondary education attainment;

~~[(F)]~~ (D) physical and mental health; and

~~[(G)]~~ (E) development of career skills and readiness;

(b) coordinates and aligns services to:

(i) students attending schools within an eligible school feeder pattern; and

(ii) the families and communities of the students within an eligible school feeder pattern;

(c) implements a system for:

(i) sharing data to monitor and evaluate shared goals and outcomes, in accordance with state and federal law; and

(ii) accountability for shared goals and outcomes; and

(d) commits to providing matching funds as described in Section 53F-5-403.

(3) In making grant award determinations, the state board shall prioritize funding for an eligible partnership that:

(a) focus on early literacy and mathematics;

~~[(a)]~~ (b) includes a low performing school as determined by the state board; or

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~~[(b)]~~ (c) addresses parent and community engagement.

(4) In awarding grants under this part, the state board:

(a) shall distribute funds to the lead applicant designated by the eligible partnership as described in Section 53F-5-401; and

(b) may not award more than \$500,000 per fiscal year to an eligible partnership.

Section 12. Section **53G-10-306** is enacted to read:

### **53G-10-306. Science of reading curriculum.**

Each LEA shall adopt science of reading curriculum and intervention programs as advised by the science of reading panel described in Section 53E-3-1003.

Section 13. Section **53G-11-303** is amended to read:

### **53G-11-303. Professional learning standards.**

(1) As used in this section~~["professional"]~~:

(a) "Evidence-based" means that a strategy demonstrates a statistically significant effect, of at least a 0.40 effect size, on improving student outcomes based on:

(i) strong evidence from at least one well-designed and well-implemented experimental study, as the state board further defines; or

(ii) moderate evidence from at least one well-designed and well-implemented quasi-experimental study, as the state board further defines.

(b) "Evidence-informed" means that a strategy:

(i) is developed using high-quality research outside of a controlled setting in the given field, as the state board further defines; and

(ii) includes strategies and activities with a strong scientific basis for use, as the state board further defines.

(c) "Professional learning" means a comprehensive, sustained, and evidence-based approach to improving teachers' and principals' effectiveness in raising student achievement.

(2) A school district or charter school shall implement high quality professional learning that meets the following standards:

(a) professional learning occurs within learning communities committed to continuous improvement, individual and collective responsibility, and goal alignment;

(b) professional learning requires skillful leaders who develop capacity, advocate, and create support systems, for professional learning;

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(c) professional learning requires prioritizing, monitoring, and coordinating resources for educator learning;

(d) professional learning uses a variety of sources and types of student, educator, and system data to plan, assess, and evaluate professional learning;

(e) professional learning integrates theories, research, and models of human learning to achieve its intended outcomes;

(f) professional learning applies research on change and sustains support for implementation of professional learning for long-term change;

(g) professional learning aligns its outcomes with:

(i) performance standards for teachers and school administrators as described in rules of the state board; and

(ii) performance standards for students as described in the core standards for Utah public schools adopted by the state board pursuant to Section 53E-4-202; [~~and~~]

(h) professional learning:

(i) incorporates the use of technology in the design, implementation, and evaluation of high quality professional learning practices; and

(ii) includes targeted professional learning on the use of technology devices to enhance the teaching and learning environment and the integration of technology in content delivery[-];  
and

(i) professional learning uses evidence-informed core materials and evidence-based instructional practices and intervention materials.

(3) School districts and charter schools shall use money appropriated by the Legislature for professional learning or federal grant money awarded for professional learning to implement professional learning that meets the standards specified in Subsection (2).

(4) The state board, ULEAD, as that term is defined in Section 53E-10-701, and the Center for the School of the Future, established in Section 53B-18-801, shall jointly, in collaboration with an independent university-based research center, develop and maintain a repository of evidence-based practice and evidence-informed intervention materials to support school districts and charter schools in meeting the standards described in Subsection (2).

~~[(4)]~~ (5) (a) In the fall of 2014, the state board, through the state superintendent, and in collaboration with an independent consultant acquired through a competitive bid process, shall

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conduct a statewide survey of school districts and charter schools to:

(i) determine the current state of professional learning for educators as aligned with the standards specified in Subsection (2);

(ii) determine the effectiveness of current professional learning practices; and

(iii) identify resources to implement professional learning as described in Subsection (2).

(b) The state board shall select a consultant from bidders who have demonstrated successful experience in conducting a statewide analysis of professional learning.

(c) (i) Annually in the fall, beginning in 2015 through 2020, the state board, through the state superintendent, in conjunction with school districts and charter schools, shall gather and use data to determine the impact of professional learning efforts and resources.

(ii) Data used to determine the impact of professional learning efforts and resources under Subsection [(4)] (5)(c)(i) shall include:

(A) student achievement data;

(B) educator evaluation data; and

(C) survey data.

Section 14. Section 53G-11-305 is enacted to read:

**53G-11-305. ~~Literacy preparation assessment for principals.~~**

~~(1) As used in this section:~~

~~(a) "Current elementary school principal" means an individual who is serving as an elementary school principal on the effective date of this bill.~~

~~(b) "Prospective elementary school principal" means an individual who is not serving as an elementary school principal on the effective date of this bill.~~

~~(c) "Required literacy preparation assessment" means the same as that term is defined in Section 53E-6-301.~~

~~(2) (a) Except as provided in Subsection (2)(b):~~

~~(i) each current elementary school principal shall pass the required literacy preparation assessment before April 1, 2027; and~~

~~(ii) a prospective elementary school principal shall pass the required literacy preparation assessment before becoming an elementary school principal.~~

~~(b) (i) An individual's passage of the required literacy preparation assessment to~~

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~~obtain an educator license under Section 53E-6-301 satisfies the assessment requirement in Subsection (2)(a):~~

~~(ii) An individual is exempt from the assessment requirement in Subsection (2)(a) if the individual completes the demonstrated competency pathway}~~ **Professional learning in change management.**

**(1) The state board shall provide the individuals described in Subsection (~~(3)(b)~~2) with professional learning regarding change management.**

**(2) Each elementary principal and a principal supervisor, member of LEA leadership, and LEA literacy specialist shall complete the professional learning described in Subsection (1) before July 1, 2027.**

(3) The state board ~~shall~~**may** make rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to~~:~~

~~(a) establish requirements and procedures for satisfying the requirement described in Subsection (2)(a):~~

~~(b) establish a pathway for current and prospective elementary school principals to demonstrate literacy competency in lieu of satisfying the assessment requirement in Subsection (2)(a); and~~

~~(c) } establish a process {to fund the required literacy preparation assessment for:~~

~~(i) certain current elementary school principals; and~~

~~(ii) prospective elementary school principals}~~ **for the delivery and completion of the professional learning described in this section.**

### Section 15. Revisor instructions.

The Legislature intends that the Office of Legislative Research and General Counsel, in preparing the Utah Code database for publication, replace the {following references:

~~(1) }reference in Section 53E-3-1003, from "this bill" to the bill's designated chapter number in the Laws of Utah{; and~~

~~(2) in Section 53G-11-305, from "the effective date of this bill" to the bill's actual effective date}.~~